

NINETY-SEVENTH LEGISLATURE

FIRST SESSION

LEGISLATIVE RESOLUTION 8CA

PROPOSED CONSTITUTIONAL AMENDMENT

Introduced by Kristensen, 37

Read first time January 9, 2001

Committee: Education

1 THE MEMBERS OF THE NINETY-SEVENTH LEGISLATURE OF
2 NEBRASKA, FIRST SESSION, RESOLVE THAT:

3 Section 1. At the general election in November 2002 the
4 following proposed amendment to the Constitution of Nebraska shall
5 be submitted to the electors of the State of Nebraska for approval
6 or rejection:

7 To amend Article XIII, section 1, add a new section 18 to
8 Article VII, and repeal Article VII, sections 10, 13, and 14:

9 VII-18 "On or after July 1, 2003, the general government
10 of the University of Nebraska and the Nebraska state colleges
11 shall, under the direction of the Legislature, be vested in the
12 Nebraska Higher Education Board of Regents. The board shall be
13 composed of not less than eight nor more than sixteen regents who
14 shall be elected or appointed as provided by law. In addition a
15 student representative of each campus of the University of Nebraska
16 and each state college shall serve on the board as a nonvoting
17 member."

1 XIII-1 "The state may, to meet casual deficits, or
2 failures in the revenue, contract debts never to exceed in the
3 aggregate one hundred thousand dollars, and no greater indebtedness
4 shall be incurred except for the purpose of repelling invasion,
5 suppressing insurrection, or defending the state in war, and
6 provision shall be made for the payment of the interest annually,
7 as it shall accrue, by a tax levied for the purpose, or from other
8 sources of revenue, which law providing for the payment of such
9 interest by such tax shall be irrepealable until such debt is paid,
10 except ~~+~~ ~~PROVIDED~~, that if the Legislature determines by a
11 three-fifths vote of the members elected thereto that (1) the need
12 for construction of highways in this state requires such action, it
13 may authorize the issuance of bonds for such construction, and for
14 the payment of the interest and the retirement of such bonds it may
15 pledge any tolls to be received from such highways or it may
16 irrevocably pledge for the term of the bonds all or a part of any
17 state revenue closely related to the use of such highways, such as
18 motor vehicle fuel taxes or motor vehicle license fees and (2) the
19 construction of water retention and impoundment structures for the
20 purposes of water conservation and management will promote the
21 general welfare of the state, it may authorize the issuance of
22 revenue bonds for such construction, and for the payment of the
23 interest and the retirement of such bonds it may pledge all or any
24 part of any state revenue derived from the use of such structures.
25 The Nebraska Higher Education ~~+~~ ~~AND PROVIDED FURTHER~~, that the
26 Board of Regents of the University of Nebraska, the Board of
27 Trustees of the Nebraska State Colleges, and the State Board of
28 Education may issue revenue bonds to construct, purchase, or

1 otherwise acquire, extend, add to, remodel, repair, furnish, and
2 equip dormitories, residence halls, single or multiple dwelling
3 units, or other facilities for the housing and boarding of
4 students, single or married, and faculty or other employees,
5 buildings and structures for athletic purposes, student unions or
6 centers, and for the medical care and physical development and
7 activities of students, and buildings or other facilities for
8 parking, which bonds shall be payable solely out of revenue, fees,
9 and other payments derived from the use of the buildings and
10 facilities constructed or acquired, including buildings and
11 facilities heretofore or hereafter constructed or acquired, and
12 paid for out of the proceeds of other issues of revenue bonds, and
13 the revenue, fees, and payments so pledged need not be appropriated
14 by the Legislature, and any such revenue bonds heretofore issued by
15 either of such boards are hereby authorized, ratified, and
16 validated. Bonds for new construction shall be first approved as
17 the Legislature shall provide."

18 VII-10, 13, and 14 "Article VII, sections 10, 13, and
19 14, of the Constitution of Nebraska are repealed."

20 Sec. 2. The proposed amendment shall be submitted to the
21 electors in the manner prescribed by the Constitution of Nebraska,
22 Article XVI, section 1, with the following ballot language:

23 "A constitutional amendment to create the Nebraska Higher
24 Education Board of Regents and to eliminate references in
25 the constitution to the Coordinating Commission for
26 Postsecondary Education, the Board of Regents of the
27 University of Nebraska, and the Board of Trustees of the
28 Nebraska State Colleges.

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- 1 For
- 2 Against".